

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS, PECOS DIVISION

FILED
02/21/2018
Clerk, U.S. District Court
Western District of Texas

by: D. Muniz
Deputy

USA

vs.

(1) Salvador Lunes-Hernandez

§
§
§
§
§

CRIMINAL COMPLAINT

CASE NUMBER: PE:18-M -00600(1)

JUDGMENT IN A CRIMINAL CASE
(For A Petty Offense) - Short Form

The defendant, Salvador Lunes-Hernandez, was presented by counsel, Duty Pub. Defender-Pecos.

The defendant pled guilty to the complaint on February 21, 2018. Accordingly, the defendant is adjudged guilty of the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date of Offense</u>
8 USC 1325	ILLEGAL ENTRY	February 16, 2018


As pronounced on February 21, 2018, the defendant is hereby committed to the custody of the United States Bureau of Prisons for a term of **Time Served**. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The Government, through an oral motion, moves to remit the \$10.00 special assessment imposed, pursuant to 18 U.S.C. § 3013, as reasonable efforts to collect this assessment are not likely to be effective. The Court accepts the motion. **Special assessment is remitted.**

The fine is waived because of the defendant's inability to pay.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Filed and signed on this the **21st day of February, 2018.**


ROBERT F. CASTANEDA
UNITED STATES MAGISTRATE JUDGE

Arresting Agency: Marfa Sector Border Patrol
USM #:

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
PECOS DIVISION

USA

vs.

(1) Salvador Lunes-Hernandez

Defendant

§
§
§
§
§

Case Number: PE:18-M -00600(1)

INITIAL APPEARANCE/ ARRAIGNMENT/ PLEA AND SENTENCE

On February 21, 2018, the defendant appeared in Open Court before U.S. Magistrate Judge ROBERT F. CASTANEDA. He/She affirmed that he/she is the person named in the complaint/indictment and a copy was given to him/her.

The defendant was advised as follows:

- 1) The nature of the charge against him/her.
- 2) The right to retain counsel or to request the assignment of counsel if he/she was unable to obtain counsel.
- 3) That he/she is not required to make any statement and that any statement he/she makes may be used against him/her.
- 4) The right to a preliminary examination if not indicted; and,
- 5) The right to consideration of bail.

Attorney

(X) Duty Pub. Defender-Pecos, FPD

Bond

(X) No Bond Set.

OTHER

(X) WAIVED Initial Appearance-PROCEEDED directly to Arraignment/ Plea and Sentence. WAIVED READING OF FACTUAL BASIS

SENTENCE: TIME SERVED FINE: NO S/A: REMITTED

() WAIVED Initial appearance- PROCEEDED directly to Arraignment/Plea and Sentence.
SENTENCED to: ONE (1) YEAR PROBATION, FINE: NO S/A: REMITTED

() WAIVED Initial appearance- PROCEEDED directly to Arraignment/Plea and Sentence
SENTENCED to: _____ DAYS, FINE: NO S/A \$ _____ or _____ S/A Remitted.

() Waived Initial Appearance- Govt moves to DISMISS case, Court Accepts: **CASE DISMISSED.**

Interpreter Needed: Interpreter: Spanish Record FTR Gold -

Language Barrier Disclosure: It was established this Initial Appearance this defendant has a potential language barrier. Native Language is : _____

Time: 10:14 A.M.
00 minutes

Arrested: 02/18/2018 in Hudspeth County

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS, PECOS DIVISION

USA

vs.

(1) Salvador Lunes-Hernandez

§
§
§
§
§

CRIMINAL COMPLAINT

CASE NUMBER: PE:18-M -00600(1) -

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about **February 16, 2018** in **Hudspeth** County, in the **WESTERN DISTRICT OF TEXAS** DEFENDANT did, being an alien to the United States, knowingly enter and attempt to enter the United States at a time and place other than as designated by immigration officers in violation of Title **8** United States Code, Section(s) **1325(a)(1)**.

I further state that I am a(n) **Border Patrol Agent** and that this complaint is based on the following facts: *"The Defendant was arrested on February 18, 2018, in the Western District of Texas by Van Horn Border Patrol Agents. The Defendant is a citizen and national of Mexico, who is present in the United States without having been admitted or paroled by an Immigration Officer. The Defendant last entered the United States on or about February 16, 2018, in Hudspeth County, Texas, in the Western District of Texas at a time and place not designated as a port of entry by the "*

Continued on the attached sheet and made a part hereof:

☒ Yes ☐ No

Sworn to before me and subscribed in my presence,

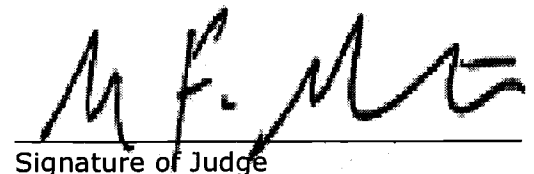


Signature of Complainant
Nava, Sergio
Border Patrol Agent

February 21, 2018
Date

at PECOS, Texas
City and State

ROBERT F. CASTANEDA
UNITED STATES MAGISTRATE JUDGE



Signature of Judge

CONTINUATION OF CRIMINAL COMPLAINT

WESTERN DISTRICT OF TEXAS

(1) Salvador Lunes-Hernandez

FACTS (CONTINUED)

Secretary of Homeland Security. The Defendant was not in possession of Immigration documents allowing him to be in, or remain in, the United States legally. Defendant is a national and citizen of Mexico.

IMMIGRATION HISTORY:

LUNES-HERNANDEZ, SALVADOR has no prior immigration history.

CRIMINAL HISTORY:

LUNES-HERNANDEZ, SALVADOR has no known criminal history.